



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Mitchell E. Daniels, Jr.
Governor

Thomas W. Easterly
Commissioner

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

October 15, 2010

Mr. Roger Deckard
Englewood Cut Stone Co., Inc.
256 Pinhook Road
Bedford, Indiana 47421

Dear Mr. Deckard:

Re: NPDES Permit No. ING490113
Englewood Cut Stone Co., Inc.
1830 10th Street
Bedford, Indiana, Lawrence County

This agency has reviewed internal records and determined the above referenced permitted facility is no longer in operation and the permit should be voided. Due to this fact, a NPDES permit is no longer required.

Therefore, National Pollutant Discharge Elimination System Permit No. ING490113 issued December 14, 2007 is hereby revoked effective 18 days from the mailing date of this letter.

Any party adversely affected or aggrieved by this decision may appeal by filing a petition for administrative review with the Office of Environmental Adjudication (OEA) within eighteen (18) days after the date of mailing of this letter. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant, a person aggrieved or adversely affected by this voidance or otherwise entitled to review by law. Pursuant to IC 13-15-7-3, this decision shall remain in effect pending a decision on any appeal that has been timely requested under the provisions of IC 4-21.5. The address is:

Office of Environmental Adjudication
Indiana Government Center North
100 North Senate Avenue, Room 501
Indianapolis, IN 46204

You are reminded that any future discharge to waters of the state must be preceded by the submission of an NPDES application at least 180 days prior to the commencement of such discharge.

Mr. Roger Deckard

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If you have any questions regarding this matter, please contact Mr. Joe Gwinn of my staff at 317/ 233-8769.

Sincerely,

A handwritten signature in black ink, appearing to read 'Paul Higginbotham', with a stylized flourish at the end.

Paul Higginbotham, Chief
Permits Branch
Office of Water Quality

cc: Lawrence County Health Department
Lawrence County Auditor

STATE OF INDIANA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

PUBLIC NOTICE NO. 2010 – 10D -GP

DATE OF NOTICE: October 15, 2010

The Office of Water Quality issues the following NPDES GENERAL PERMIT.

TERMINATION

ENGLEWOOD CUT STONE CO INC, Permit No. ING490113, LAWRENCE COUNTY, Bedford, IN. This permit is being terminated because there is no longer a discharge. Permit Writer: Joe Gwinn at 317/233-8769.

PROCEDURES TO APPEAL

General Permit documents are available for inspection at IDEM, Office of Water Quality/Permit Section, IGCN, 100 N Senate Ave, Indianapolis, IN, Room 1203, from 9 - 4, Monday-Friday (copies 10¢ per page). The General Permit is also available at the local Health Department. Please tell others you think would be interested in this matter.

Appeal Procedure: Any person affected by the issuance of the Final Permit may appeal by filing a Petition for Administrative Review with the Office of Environmental Adjudication within eighteen (18) days of the date of this Public Notice. Any appeal request must be filed in accordance with IC 4-21.5-3-7 and must include facts demonstrating that the party requesting appeal is the applicant; a person aggrieved or adversely affected or is otherwise entitled to review by law.

Timely filing: The Petition for Administrative Review must be received by the Office of Environmental Adjudication (OEA) within 18 days of the date of this Public Notice; either by U.S. Mail postmark or by private carrier with dated receipt. This Petition for Administrative Review represents a request for an Adjudicatory Hearing, therefore must:

- state the name and address of the person making the request;
- identify the interest of the person making the request;
- identify any persons represented by the person making the request;
- state specifically the reasons for the request;
- state specifically the issues proposed for consideration at the hearing;
- identify the Final Permit Rule terms and conditions which, in the judgment of the person making the request, would be appropriate to satisfy the requirements of the law governing this NPDES Permit rule.

If the person filing the Petition for Administrative Review desires any part of the NPDES Final Permit Rule to be stayed pending the outcome of the appeal, a Petition for Stay must be included in the appeal request, identifying those parts to be stayed. Both Petitions shall be mailed or delivered to the address here:
Phone: 317/232-8591.

Environmental Law Judge
Office of Environmental Adjudication
IGC – North Building- Rm 501
100 N. Senate Avenue
Indianapolis IN 46204

Stay Time frame: If the Petition (s) is filed within eighteen (18) days of the mailing of this Public Notice, the effective date of any part of the permit, within the scope of the Petition for Stay is suspended for fifteen (15) days. The Permit will become effective again upon expiration of the fifteen (15) days, unless or until an Environmental Law Judge stays the permit action in whole or in part.

Hearing Notification: Pursuant to Indiana Code, when a written request is submitted, the OEA will provide the petitioner or any person wanting notification, with the Notice of pre-hearing conferences, preliminary hearings, hearing stays or orders disposing of the Petition for Administrative Review. Petition for Administrative Review must be filed in compliance with the procedures and time frames outlined above. Procedural or scheduling questions should be directed to the OEA at the phone listed above.

Hess, Catherine

From: Higginbotham, Paul
Sent: Wednesday, July 28, 2010 1:20 PM
To: Hess, Catherine; GLOVER, GREG
Subject: RE: Englewood Cut Stone, Bedford

Sounds good. Thanks.

From: Hess, Catherine
Sent: Wednesday, July 28, 2010 1:03 PM
To: Higginbotham, Paul; GLOVER, GREG
Subject: RE: Englewood Cut Stone, Bedford

FYI, I tried calling and got the recording saying the phone number had been disconnected. I also checked the Secretary of State's Business Division online to see what it showed for the status of the company and it said that they are not current with their required Business Entity Report filing, which was due last December. We can cc the Lawrence County Commissioners on the termination letter, so that they also know about the permit termination in case someone else decides to start up operations there in the future.

From: Higginbotham, Paul
Sent: Wednesday, July 28, 2010 12:54 PM
To: Hess, Catherine; GLOVER, GREG
Subject: RE: Englewood Cut Stone, Bedford

Let's go with that approach.

From: Hess, Catherine
Sent: Wednesday, July 28, 2010 12:47 PM
To: GLOVER, GREG; Higginbotham, Paul
Subject: RE: Englewood Cut Stone, Bedford

Greg:

They have not remitted an annual fee for this year (not surprising based on Ron's report), so they are probably being referred to the AG's office for that. I'm assuming that your interest is due to non-submittal of DMRs. We could use all of this evidence as justification to terminate the general permit coverage. If they start up again in the future, then they would have to submit a new NOI.

- Catherine

From: GLOVER, GREG
Sent: Wednesday, July 28, 2010 12:23 PM
To: Higginbotham, Paul; Hess, Catherine
Subject: FW: Englewood Cut Stone, Bedford

From: Pearson, Ron
Sent: Tuesday, July 20, 2010 9:03 AM
To: GLOVER, GREG
Subject: Englewood Cut Stone, Bedford

Greg, I can confirm that Englewood Cut Stone is closed and out of business. weeds were 6 feet tall in the parking lot. The place is locked up. I was there yesterday.

9/10/2010



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

We Protect Hoosiers and Our Environment.

Mitchell E. Daniels Jr.
Governor

Thomas W. Easterly
Commissioner

August 6, 2010

100 North Senate Avenue
Indianapolis, Indiana 46204
(317) 232-8603
Toll Free (800) 451-6027
www.idem.IN.gov

VIA CERTIFIED MAIL 91 7190 0005 2710 0007 2634

Mr. Roger Deckard, Plant Manager
Englewood Cut Stone Co, Inc.
1830 10th Street, P. O. Box 367
Bedford, IN 47421

Re: Inspection Summary Letter
Englewood Cut Stone Wastewater Treatment
NPDES Permit No. ING490113
Bedford, Lawrence County

Dear Mr. Deckard:

On July 19, 2010, a representative of the Indiana Department of Environmental Management, Office of Water Quality, conducted an inspection of Englewood Cut Stone Co, located in Bedford, Indiana. This inspection was conducted pursuant to IC 13-14-2-2. For your information, and in accordance with IC 13-14-5, a summary of the inspection is provided below:

Type of Inspection: Reconnaissance Inspection

Results of Inspection: ☒ No violations were observed.
☐ Additional information/review is required to evaluate overall compliance.
☐ Potential problems were discovered or observed.

A copy of the Notice of Inspection is enclosed for your records. Please direct any response to this letter and any questions to Ron Pearson at 317/233-9874 or by email to rpearson@idem.IN.gov.

Sincerely,

Donald R. Daily, Inspections Section Chief
Compliance Branch
Office of Water Quality

Enclosure



NPDES FACILITY NOTICE OF INSPECTION

State Form 47989 (R6 / 5-06)

INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

Facility and Inspection Information

NPDES Permit #:	Facility Type Code:	Classification Per Permit:						
ING490113	<table><tr><td><input type="checkbox"/> 1 = Municipality</td><td><input checked="" type="checkbox"/> 2 = Industry/Semi-Public</td><td><input type="checkbox"/> Major</td></tr><tr><td><input type="checkbox"/> 3 = Agricultural</td><td><input type="checkbox"/> 4 = State/Federal</td><td><input checked="" type="checkbox"/> Minor</td></tr></table>	<input type="checkbox"/> 1 = Municipality	<input checked="" type="checkbox"/> 2 = Industry/Semi-Public	<input type="checkbox"/> Major	<input type="checkbox"/> 3 = Agricultural	<input type="checkbox"/> 4 = State/Federal	<input checked="" type="checkbox"/> Minor	N/A
<input type="checkbox"/> 1 = Municipality	<input checked="" type="checkbox"/> 2 = Industry/Semi-Public	<input type="checkbox"/> Major						
<input type="checkbox"/> 3 = Agricultural	<input type="checkbox"/> 4 = State/Federal	<input checked="" type="checkbox"/> Minor						

This is to notify you that on JULY 19, 2010, an inspection of the specified facility was conducted by the undersigned representative of the Indiana Department of Environmental Management, Office of Water Quality.

TYPE OF INSPECTION (may include more than one):

<input type="checkbox"/> Compliance Evaluation Inspection (C)	<input type="checkbox"/> Complaint (J)
<input checked="" type="checkbox"/> Reconnaissance Inspection (R)	<input type="checkbox"/> Multi-media Screening Evaluation (M)
<input type="checkbox"/> Industrial User Inspection (I)	<input type="checkbox"/> Combined Sewer Overflow Inspection (Y)
<input type="checkbox"/> Sanitary Sewer Overflow Inspection (V)	<input type="checkbox"/> Compliance Sampling Inspection (S)
	<input type="checkbox"/> Other =

Name and Location of Facility Inspected: (number, street, city, zip code)	Receiving Waters/POTW:	Permit Expiration Date:
Englewood Cut Stone Co. 1830 10th Street Bedford, IN 47421 County: Lawrence	Spider Creek	December 31, 2012

Name(s) of On-Site Representatives:	Title(s):	Phone:
None		Fax/mai

Certified Operator:	Number:	Class:	Full Time:	Hours per Week:
None			Part Time:	
	Renewal Effective Date:	Expiration Date:	Contact Information:	

Name and Address of Responsible Official: (number, street, city, zip code)	Title:	Phone: 812/279-5794
Mr. Roger Deckard 1830 10th Street, P. O. Box 367 Bedford, IN 47421	Owner	Fax/mai
	Contacted: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Facility Design Flow: N/A

Areas Evaluated During Inspection

(S = Satisfactory, M = Marginal, U = Unsatisfactory, N = Not Evaluated, NA = Not Applicable)

<input checked="" type="checkbox"/> A S Receiving Waters Appearance	<input type="checkbox"/> B S Facility/Site	<input type="checkbox"/> NA Self-Monitoring Program	<input type="checkbox"/> NA Compliance Schedules
<input type="checkbox"/> NA Effluent Appearance	<input type="checkbox"/> NA Operation	<input type="checkbox"/> NA Flow Measurement	<input type="checkbox"/> NA Pretreatment
<input checked="" type="checkbox"/> S Permit	<input type="checkbox"/> NA Maintenance	<input type="checkbox"/> NA Laboratory	<input type="checkbox"/> NA Effluent Limits Violations
<input type="checkbox"/> NA CSO/SSO (Sewer Overflow)	<input type="checkbox"/> NA Sludge Disposal	<input type="checkbox"/> N Records/Reports	<input type="checkbox"/> NA Other:

Preliminary Inspection/Screening Findings*

*These findings are considered preliminary and identify specific compliance issues discovered during the above-noted inspection that the designated agent of IDEM believes may be a violation of a statute(s), rule(s) or permit(s) issued by IDEM.

SINGLE MEDIA INSPECTION:

<input checked="" type="checkbox"/> No violations were discovered with respect to the particular items observed during the inspection. (5)
<input type="checkbox"/> Violations were discovered but corrected during the inspection. (4)
<input type="checkbox"/> Violations were discovered and require a submittal from you and/or follow-up inspection by IDEM. (2)
<input type="checkbox"/> Violations were discovered and may subject you to an appropriate enforcement response. (1)
<input type="checkbox"/> Additional information/review is required to evaluate overall compliance. (6)
<input type="checkbox"/> Potential problems were discovered or observed. (3)

Comments Regarding Ratings - Including Rule or Permit Citation(s):

A. Receiving stream is clear and free of sediment.

B. The company is closed and out of business. No person on site.